

DECLARATION AND POWER OF ATTORNEY**DECLARATION**

Atty. Dkt. No.: 9850-000007/US

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name,

I believe that I am the original and first inventor or inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD AND COMPOSITIONS FOR TREATING GASTRIC HYPERACIDITY
WHILE DIMINISHING THE LIKELIHOOD OF PRODUCING VITAMIN
DEFICIENCY**

the specification of which (check one)



is attached hereto.

or



was filed on _____ as Application Serial No. or PCT International Application No. _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)				
APPN. SERIAL. NO.	COUNTRY	DATE FILED (MM/DD/YYYY)	PRIORITY CLAIM	
			Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

EL 961489919 US

DECLARATION AND POWER OF ATTORNEY

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY

I hereby appoint Donald R. Holland, Reg. No. 35,197, each practitioner of Harness, Dickey & Pierce, P.L.C. and Richard C. Theuer, Reg. No. 47,135 on the attached sheet, my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

CORRESPONDENCE ADDRESS

I request the Patent and Trademark Office to direct all correspondence and telephone calls relative to this application to:

Donald R. Holland
Harness, Dickey & Pierce, P.L.C.
7700 Bonhomme, Suite 400
St. Louis, MO 63105
Telephone: (314) 726-7500
Facsimile: (314) 726-7501

Full name of sole or first inventor:

Inventor's signature:


Richard C. Theuer

Date:

28 January 2004

Residence: 7904 Sutterton Court, Raleigh, NC 27615

Citizenship: United States of America

Mailing Address: 7904 Sutterton Court, Raleigh, NC 27615

**Attachment to Declaration and Power of Attorney
ADDITIONAL LISTED AGENTS WITH HARNESS, DICKEY & PIERCE, P.L.C.**

AMBURN, Dean W., Reg. No. 46,517
BLAIR, Charles H., Reg. No. 19,734
BRENNAN, Michael P., Reg. No. 30,612
BROCK, Christopher M., Reg. No. 27,313
BROOKS, Jennifer S., Reg. No. 51,501
BUDDE, Anna M., Reg. No. 35,085
CANTOR, Bernard J., Reg. No. 17,336
COMNINOU, Maria, Reg. No. 44,626
DESCHERE, Linda M., Reg. No. 34,811
DOBROWITSKY, Joshua B., Reg. No. 51,288
DONLEY, Garrett C., Reg. No. 34,579
ELCHUK, Mark D., Reg. No. 33,686
ERJAVAC, Stanley M., Reg. No. 38,442
EUSEBI, Christopher A., Reg. No. 44,672
FALCOFF, Monte, Reg. No. 37,617
FOSS, Stephen J., Reg. No. 31,251
FRENTROP, Mark A., Reg. No. 41,026
FULLER, Roland A., Reg. No. 31,160
HALLIN, Thomas H., Reg. No. 32,468
HARRIS, Jr., Gordon K., Reg. No. 28,615
HILTON, Michael E., Reg. No. 33,509
HOLLIS, Brian D., Reg. No. 51,075
KELLER, Paul A., Reg. No. 29,752
KRUL, Thomas J., Reg. No. 46,842
LAFATA, Joseph M., Reg. No. 37,166
LANG, Michael J., Reg. No. 51,120
MACINTYRE, Timothy D., Reg. No. 42,824
MALINZAK, Michael, Reg. No. 43,770

of Harness, Dickey & Pierce, P.L.C., P.O. Box 828, Bloomfield Hills, Michigan 48303, United States of America;

BURRIS, Kelly K., Reg. No. 46,361
CUTLER, Matthew L., Reg. No. 43,574
FUSSNER, Anthony G., Reg. No. 47,582
GRAY, Scott T., Reg. No. 48,891
GRYTE, David M., Reg. No. 41,809
HOWARD, David L., Reg. No. 41,502
NENOW, Lydia N., Reg. No. 52,530

of Harness, Dickey & Pierce, P.L.C., 7700 Bonhomme, Suite 400, St. Louis, Missouri 63105, United States of America; and

AUCHTERLONIE, Thomas S., Reg. No. 37,275
BRUMMETT, Gregory P., Reg. No. 41,646
CASTELLANO, John A., Reg. No. 35,094
CLARK, Terry L., Reg. No. 32,644
CURTIN, John E., Reg. No. 37,602

of Harness, Dickey & Pierce, P.L.C., 11730 Plaza, America Drive, Suite 600, Reston, Virginia 20190 United States of America

FORBES, James C., Reg. No. 39,457

of Harness, Dickey & Pierce, P.L.C., 1200 Shermer Road, Suite 350, Northbrook, Illinois 60062.

MASSEY, Ryan W., Reg. No. 38,543
McCARTHY, Ryan P., Reg. No. 50,636
McCLAUGHRY, David A., Reg. No. 37,885
MILLER, H. Keith, Reg. No. 22,484
MOUSTAKAS, George D., Reg. No. 44,425
OLSON, Stephen T., Reg. No. 36,626
PAPP, Joseph R., Reg. No. 20,115
RETTIG, Phillip E., Reg. No. 34,000
SCHIVLEY, G. Gregory, Reg. No. 27,382
SCHMIDT, Michael J., Reg. No. 34,007
SCHOOF, George T., Reg. No. 44,323
SEITZ, Brent G., Reg. No. 54,435
SIMINSKI, Robert M., Reg. No. 36,007
SNYDER, Jeffrey L., Reg. No. 43,141
STOBBS, Gregory A., Reg. No. 28,764
SUTER, David L., Reg. No. 30,692
TAYLOR, Michael L., Reg. No. 50,521
TAYLOR, W.R. Duke, Reg. No. 31,306
URIAN, Jeffrey H., Reg. No. 46,232
UTYKANSKI, David P., Reg. No. 39,052
WADE, Bryant E., Reg. No. 40,344
WALKER, Donald G., Reg. No. 44,390
WALLACE, Robert J., Reg. No. 18,985
WARNER, Richard W., Reg. No. 38,043
WIGGINS, Michael D., Reg. No. 34,754
WOODSIDE, Jennifer, Reg. No. 50,721
ZALOBESKY, Michael D., Reg. No. 45,512

O'DELL, Elizabeth D., Reg. No. 39,532
TELSCHER, Rudolph A., Reg. No. 36,032
THOMAS, Michael J., Reg. No. 39,857
WALSH, Joseph E., Reg. No. 36,959
WHEELOCK, Bryan K., Reg. No. 31,441
ZACKSON, Saul L., Reg. No. 52,391

DALEY, Donald J., Reg. No. 34,313
LATTIG, Matthew J., Reg. No. 45,274
MAIER, Timothy J., Reg. No. 51,986
SULPIZIO, Ronald F., Reg. No. 48,781
YACURA, Gary D., Reg. No. 35,416